

IC 35-44-4

Chapter 4. Interference With a Firefighter

IC 35-44-4-1

"Dispatched firefighter" defined

Sec. 1. As used in this chapter, "dispatched firefighter" means a member of:

- (1) the fire company having jurisdiction over an emergency incident area; or
- (2) a fire company that has entered into a mutual aid agreement with the fire company having jurisdiction over an emergency incident area;

who has been dispatched by the local fire department having jurisdiction over the particular emergency incident area.

As added by P.L.191-2001, SEC.1.

IC 35-44-4-2

"Emergency incident area" defined

Sec. 2. As used in this chapter, "emergency incident area" means the area surrounding a structure, vehicle, property, or area that is:

- (1) defined by police or firefighters with flags, barricades, barrier tape, or other markers; or
- (2) one hundred and fifty (150) feet in all directions from the perimeter of the emergency incident;

whichever is greater.

As added by P.L.191-2001, SEC.1.

IC 35-44-4-3

"Firefighter" defined

Sec. 3. As used in this chapter, "firefighter" has the meaning set forth in IC 9-18-34-1.

As added by P.L.191-2001, SEC.1.

IC 35-44-4-4

"Fire protective clothing and fire protective gear" defined

Sec. 4. As used in this chapter, "fire protective clothing and fire protective gear" includes any of the following items generally used by firefighters:

- (1) Outer fire retardant clothing and headgear.
- (2) Fire gloves.
- (3) Selfcontained breathing apparatus.
- (4) Emergency medical services protective gear.
- (5) Hazardous materials protective gear.

As added by P.L.191-2001, SEC.1.

IC 35-44-4-5

Nonfirefighter's refusal to leave emergency incident area

Sec. 5. A person who is not a firefighter who knowingly or intentionally refuses to leave an emergency incident area immediately after being requested to do so by a firefighter or law

enforcement officer commits a Class A misdemeanor.
As added by P.L.191-2001, SEC.1.

IC 35-44-4-6

Firefighter's refusal to leave emergency incident area

Sec. 6. A firefighter who:

- (1) has not been dispatched to an emergency incident area;
- (2) enters an emergency incident area; and
- (3) refuses to leave an emergency incident area immediately after being requested to do so by a dispatched firefighter or law enforcement officer;

commits a Class C infraction.

As added by P.L.191-2001, SEC.1.

IC 35-44-4-7

Misleading a firefighter

Sec. 7. A person other than a firefighter who, with intent to mislead a firefighter or law enforcement officer as to the person's status as a dispatched firefighter, knowingly or intentionally enters an emergency incident area while wearing, transporting, or otherwise possessing a uniform, fire protective clothing, or fire protective gear commits a Class A misdemeanor. However, the offense is a Class D felony if, as a proximate result of the person entering the emergency incident area, a person or firefighter suffers bodily injury (as defined in IC 35-41-1-4).

As added by P.L.191-2001, SEC.1.

IC 35-44-4-8

Intentional interference with firefighter

Sec. 8. A person who knowingly or intentionally obstructs or interferes with a firefighter performing or attempting to perform the firefighter's emergency functions or duties as a firefighter commits obstructing a firefighter, a Class A misdemeanor.

As added by P.L.191-2001, SEC.1.